



United States Patent and Trademark Office

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

Paper No. 10

WOLF, GREENFIELD & SACKS, PC  
FEDERAL RESERVE PLAZA  
600 ATLANTIC AVENUE  
BOSTON, MA 02210-2211

In re Application of )  
VEXLER et al. )  
Application No. 09/585,072 )  
Filed: June 1, 2000 )  
For: Twisted Pair Cable with Dual Layer Insulation )  
Having Improved Transmission Characteristics )

MAR 6 2002

DECISION ON REQUEST

This is a decision on the request, filed via facsimile transmission on December 11, 2001, to remail an Office communication.

The request is **GRANTED**.

A Notice of Non-Compliant Amendment (Notice) was mailed on July 23, 2001. Petitioner states that the Notice was not received by counsel. The request includes a copy of a power of attorney and request for a change of correspondence address, along with a postcard indicating receipt thereof by the Patent and Trademark Office (USPTO) on June 27, 2001.

The power of attorney and request for a change of correspondence address is not of record in the application file and cannot be located. However, M.P.E.P. § 503 states that "(a) post card receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the USPTO of all the items listed thereon on the date stamped thereon by the USPTO." Accordingly, it is concluded that the power of attorney and request for a change of correspondence address was received in the USPTO on June 27, 2001 but lost after receipt thereof. Consequently, it is concluded that the Notice mailed on July 23, 2001 was not addressed to the proper correspondence address. In view of the mailing of the Notice to an incorrect correspondence address, the request to remail the Notice is granted.

The application file is being forwarded to technical support staff for Technology Center 2800 for remailing of the Notice of Non-Compliant Amendment of July 23, 2001 to the proper correspondence address. The period for response will be restarted along with the remailing of the Notice.

Edward Glick, Special Programs Examiner  
Technology Center 2800 - Semiconductors, Electrical  
and Optical Systems and Components